



JACOX, MECKSTROTH & JENKINS

ATTORNEYS AT LAW

PATENT, TRADEMARK & COPYRIGHT MATTERS

2310 FAR HILLS BUILDING

DAYTON, OHIO 45419-1575

E-MAIL: LAW@JMJ.BIZ

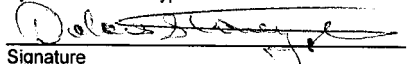
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November 30, 2006

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: Serial No. : 10/675,361  
Filed : September 30, 2003  
Title : SPINAL FUSION SYSTEM  
AND METHOD FOR FUSING  
SPINAL BONES  
Inventor : David Louis Kirschman  
Docket : KRS 001 P2

Certificate of Submission  
I hereby certify that this correspondence is being  
submitted to the United States Patent and  
Trademark Office via EFS on  
November 30, 2006  
By Dolores Stonecypher  
  
Signature

Sir:



Payment of Issue Fee by credit card.



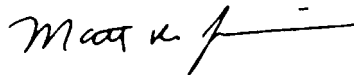
Form PTOL 85 Issue Fee Transmittal is attached.



The Commissioner is hereby authorized to charge any deficiency in the  
payment of the required fees or to credit any overpayment to **Deposit  
Account No. 50-1287**. (Should **Deposit Account No. 50-01287** be deficient, please charge any  
further deficiencies to Deposit Account No. 10-0220).

Respectfully submitted,

JACOX, MECKSTROTH & JENKINS



By

Matthew R. Jenkins  
Reg. No. 34,844

Control KRS 001 P2

# PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail** Mail Stop ISSUE FEE  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, Virginia 22313-1450**  
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INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

34232 7590 10/02/2006

MATTHEW R. JENKINS, ESQ.  
 2310 FAR HILLS BUILDING  
 DAYTON, OH 45419

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## Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

Dalores Stoneypher	(Depositor's name)
Dalores Stoneypher	(Signature)
Nov. 30, 2006	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/675,361	09/30/2003	David Louis Kirschman	KRS 001 P2	5973

TITLE OF INVENTION: SPINAL FUSION SYSTEM AND METHOD FOR FUSING SPINAL BONES

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$700	\$300	\$0	\$1000	01/02/2007

EXAMINER	ART UNIT	CLASS-SUBCLASS
PHILOGENE, PEDRO	3733	623-017110

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).  
☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.  
☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,  
 (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 Jacox,  
 2 Meckstroth &  
 3 Jenkins

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

X-spine Systems, Inc.

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Centerville, Ohio

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are submitted:

☒ Issue Fee \$700.00  
☒ Publication Fee (No small entity discount permitted) 300.00  
☒ Advance Order - # of Copies 10 30.00

4b. Payment of Fee(s): (Please first reapply any previously paid issue fee shown above)

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☐ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.

☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature Matthew R. Jenkins

Date November 28, 2006

Typed or printed name Matthew R. Jenkins

Registration No. 34,844

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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